IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

WP(C).No. 12369 of 2007(V)

PETITIONER:

LAKSHMI BOSE, AGED 28 YEARS,
D/O.SUBHAH CHANDRA BOSE, MUTTATHIL LANE,
KADAVANTHRA.

BY ADV. SMT.P.M.SWAYAM PRABHA
SMT.R.ASALATHA VARMA

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
DISTRICT MARRIAGE OFFICER, ERNAKULAM.

BY GOVT.PLEADER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J

W.P.(C)NO.12369 of 2007

Dated this the 10th day of April, 2007

JUDGMENT

The petitioner wants registration of her marriage without insisting on the 30 days notice period prescribed under the Special Marriage Act. In several writ petitions, I have held that this Court cannot waive the notice period when the statute specifically prescribes that marriage can be registered only after the expiry of 30 days of the notice of marriage. This Court cannot direct the authority under the Act to waive the statutory prescription. Therefore, I do not find any merit in this writ petition, and accordingly, the same is dismissed.

S.SIRI JAGAN, JUDGE

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